

****E-FILED - 1/21/09****

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SILICON LABS INTEGRATION, INC.,

Plaintiff,

v.

SHMUEL MELMAN,

Defendant.

CASE NO. CV-08-04030 RMW

**STIPULATION AND ~~PROPOSED~~
ORDER SELECTING ADR PROCESS**

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- ☐ Non-binding Arbitration (ADR L.R. 4)
- ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- ☐ Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5).

Private Process:

☒ Private ADR *(please identify process and provider)* Without prejudice to or waiver of any objections Defendant has to jurisdiction and subject to the Court's ruling on Defendant's Pending Motion to Dismiss heard on December 12, 2008, the parties hereby agree to conduct a private mediation before a single neutral mediator to be agreed upon by the parties.

The parties agree to hold the ADR session by:

☐ the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*

☒ other requested deadline: October 31, 2009.

1 Dated: January 5, 2009

/s/ Megan Olesek
MEGAN OLESEK
DLA Piper LLP (US)
Attorneys for Plaintiff

4 Dated: January 5, 2009

/s/ Christopher Wanger
CHRISTOPHER WANGER
Manatt, Phelps & Phillips LLP
Attorneys for Defendant

7 **PROPOSED ORDER**

8 Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- 9 ☐ Non-binding Arbitration
10 ☐ Early Neutral Evaluation (ENE)
11 ☐ Mediation
12 ☒ Private ADR

11 Deadline for ADR session:

- 12 ☐ 90 days from the date of this order
13 ☒ Other October 31, 2009

13 **IT IS SO ORDERED.**

14 Dated: 1/21/09

Ronald M. Whyte

RONALD M. WHYTE
UNITED STATES DISTRICT JUDGE